

1020 Rec'd PCT/PTO 06 MAR 2002

FORM PTO-1390		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C 371		ATTACHED DOCKET NUMBER 2168 GLE.PT	
INTERNATIONAL APPLICATION NO. PCT/EP00/08615		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10,070,718	
INTERNATIONAL FILING DATE 4 Sept. 2000		PRIORITY DATE CLAIMED 7 Sept. 1999	

TITLE OF INVENTION
PROCESS FOR CLOSING A CONTAINER AND CLOSURE FOR THIS PURPOSE

APPLICANT(S) FOR DO/EO/US
Spatz, Günther

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)):
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. ☒ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☒ The annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
 - 1) Certificate of Mailing Under 37 USC Section 1.10
 - 2) Return Postcard

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/070718		INTERNATIONAL APPLICATION NO. PCT/EP00/08615		ATTORNEY'S DOCKET NUMBER 2168.GLE.PT										
21. <input type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a)(1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1040.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$890.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$740.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4). \$710.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4). \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: left;">CALCULATIONS</th> <th style="text-align: left;">PTO USE ONLY</th> </tr> <tr> <td colspan="2" style="height: 150px;"></td> <td></td> </tr> <tr> <td style="width: 50%;"></td> <td style="text-align: right;">\$890.00</td> <td></td> </tr> </table>		CALCULATIONS		PTO USE ONLY					\$890.00	
CALCULATIONS		PTO USE ONLY												
	\$890.00													
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;"></td> <td style="text-align: right;">\$130.00</td> <td></td> </tr> </table>			\$130.00							
	\$130.00													
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE											
Total claims	29-20 =	9	X \$18.00	\$162.00										
Independent claims	3 =		X \$84.00	\$.00										
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$280.00	\$										
TOTAL OF ABOVE CALCULATIONS =				\$1182.00										
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				+										
SUBTOTAL =				\$										
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+										
TOTAL NATIONAL FEE =				\$										
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+										
TOTAL FEES ENCLOSED =				\$1182.00										
				Amount to be refunded:	\$									
				charged:	\$									

I hereby certify that this copy
 of the fee is being prepaid, under A/C No. 1,
 Patent & Trademark Office, Washington, D.C.

[Signature]
 [Name]
 [Address]
 [City, State, Zip]

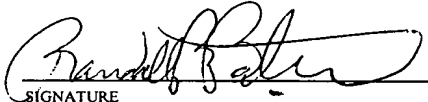
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- a. ☒ A credit card authorization in the amount of \$ 1182.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 50-0881 in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0881. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

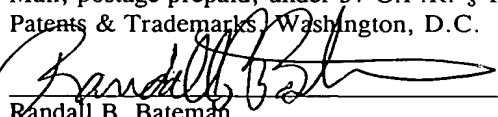
SEND ALL CORRESPONDENCE TO:

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MORRISS, BATEMAN, O'BRYANT & COMPAGNI
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Salt Lake City, Utah 84101
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(801) 478-0076 facsimile


SIGNATURE
Randall B. Bateman
NAME
37,774
REGISTRATION NUMBER

CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, under 37 C.F.R. § 1.10 on the date indicated below and is addressed to Asst. Commissioner for Patents & Trademarks, Washington, D.C. 20231.


Randall B. Bateman

6 March 2002
Date



MORRISS, BATEMAN, O'BRYANT & COMPAGNI

A Professional Corporation
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Patents, Trademarks,
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and Related Litigation

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March 6, 2002

Assistant Commissioner
for Patents
Box PCT
Washington, D.C. 20231

Re: National Phase U.S. Patent Application for
PROCESS FOR CLOSING A CONTAINER AND CLOSURE FOR THIS PURPOSE
Based on PCT Application No. PCT/EP00/08615, filed 4 September 2000
Claiming priority to: German Pat. App. No. 29923540.8, filed 7 September 1999
Applicant for U.S. Application: Günther Spatz
Citizenship of Applicants Germany
Our File No. 2168.GLE.PT

Dear Sir:

Transmitted herewith for filing the above-referenced application under 35 U.S.C. 371 are the following:

1. Transmittal Letter to the United States Designated/Elected Office Concerning A Filing Under 35 U.S.C. 371 and
2. A copy of the PCT Request and International Search Report.
3. A copy of the front page of the WO-publication.
4. A copy of the International Preliminary Examination Report, including annexes.
5. A copy of the PCT Application, which is in German, along with a translation thereof.
6. A preliminary Amendment.
7. A Certificate of Mailing by "Express Mail" certifying a filing date of March 6, 2002 by use of Express Mail No. EV062075295US.

Assistant Commissioner

March 6, 2002

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8. A Credit Card Authorization in the amount of \$1182.00.
9. A post card for acknowledgment of receipt of the application.

Please direct all future correspondence to:

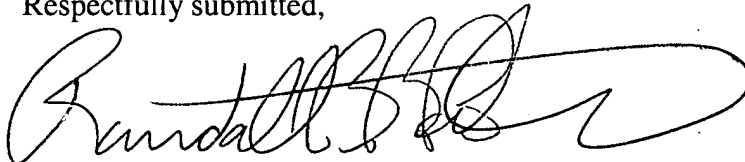
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The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Account No. 50-881.

Dated this 6th of March, 2002.

Respectfully submitted,



Randall B. Bateman
Registration No. 37,774

RBB/ws
Enclosures